

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER W-11-037

Relating to ARB Approval of Third Party Certifiers under
Section 93120.4, title 17, California Code of Regulations

Certification Services International, LLC (Cert Serv Int)

WHEREAS, the Air Resources Board (ARB) has adopted the "Airborne Toxic Control Measure to Reduce Formaldehyde Emissions from Composite Wood Products" (the "ATCM"; title 17, California Code of Regulations, sections 93120 – 93120.12), which establishes formaldehyde emission standards for composite wood products;

WHEREAS, section 93120.3(b) of the ATCM requires that manufacturers of composite wood products must verify compliance with the formaldehyde emission standards by using a third party certifier approved by ARB;

WHEREAS, the ATCM requires third party certifiers to: 1) verify the accuracy of the emission test procedures and facilities used by composite wood product manufacturers to conduct formaldehyde emission tests; 2) monitor manufacturer quality assurance programs; and 3) provide independent audits and inspections;

WHEREAS, section 93120.4 of the ATCM sets forth the process for the ARB Executive Officer to approve third party certifiers;

WHEREAS, section 93120.4(b)(1) of the ATCM requires that applications to become ARB-approved third party certifiers must be submitted to the Executive Officer in writing and must contain: 1) evidence of actual field experience in the verification of laboratories and wood products, to demonstrate how applicants will be able to competently perform the requirements for third party certifiers of composite wood products listed in section 93120.12, Appendix 3, of the ATCM; 2) evidence of the ability to properly train and supervise inspectors; 3) evidence of a current "product certification agency" accreditation; and 4) a list of the composite wood products that the applicant is applying to verify and evidence that the applicant is qualified to verify these products;

WHEREAS, Certification Services International, LLC (Cert Serv Int or the "applicant") submitted an application that we received on January 18, 2011;

WHEREAS, the application was deemed complete on April 13, 2011;

WHEREAS, the application indicates that Cert Serv Int has a contractual agreement with the subcontractor, Beijing Institute of Products Quality Supervision and Inspection, to provide accredited laboratory services, and that Cert Serv Int will not provide any laboratory services;

WHEREAS, section 93120.4(b)(4) of the ATCM provides that the Executive Officer shall approve the application and issue an Executive Order if the evidence submitted by the applicant is sufficient to demonstrate that the applicant can competently perform the tasks specified in section 93120.12, Appendix 3, of the ATCM;

WHEREAS, the Executive Officer finds that the evidence submitted by the applicant meets the criteria specified in section 93120.4(b)(4) of the ATCM;

NOW, THEREFORE, IT IS ORDERED that Cert Serv Int is hereby approved as a third party certifier and is issued the following number designating them as an ARB-approved third party certifier: **TPC-37**.

BE IT FURTHER ORDERED that Cert Serv Int is an ARB-approved third party certifier for the following composite wood products: Hardwood Plywood, Particleboard, and Medium Density Fiberboard.

BE IT FURTHER ORDERED that this approval is subject to the following conditions:

1. Cert Serv Int must provide their ARB-approved third party certifier number to each manufacturer it has subcontracted with for services, as specified in section 93120.12, Appendix 3, of the ATCM.
2. Cert Serv Int, through their subcontractor, Beijing Institute of Products Quality Supervision and Inspection, must participate in an inter-laboratory study of their primary and/or secondary chamber facilities.
3. If Cert Serv Int wishes to provide accredited laboratory services, or use a subcontractor other than Beijing Institute of Products Quality Supervision and Inspection, Cert Serv Int must submit a request to the Executive Officer in writing and must provide evidence to demonstrate that the subcontractor can competently perform the tasks for which it is employed. Cert Serv Int shall not use the subcontractor unless the Executive Officer approves the request in writing.
4. Cert Serv Int shall immediately notify the Executive Officer if any accreditation or certification provided in support of their initial application is renewed, allowed to expire, or revoked within the duration of this Executive Order.

BE IT FURTHER ORDERED that this Executive Order shall have a duration of two years from the date it is executed; within 120 days of the expiration of this Executive Order, the third party certifier may apply for re-approval by submitting an updated application to the Executive Officer as provided in section 93120.4 of the ATCM.

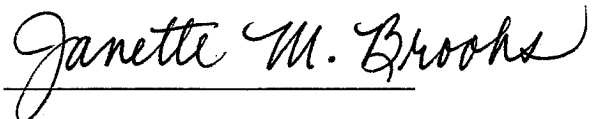
BE IT FURTHER ORDERED that the Executive Officer may review and, for good cause, modify or revoke this Executive Order as provided in section 93120.4(d) of the ATCM. The Executive Officer shall not modify or revoke this Executive Order without affording the third party certifier the opportunity for a hearing in accordance with the procedures specified in title 17, California Code of Regulations, section 60055.1 et seq.

BE IT FURTHER ORDERED that the third party certifier must maintain records in electronic or hard copy form for two years, for review by ARB upon request, as specified in section 93120.12, Appendix 3, of the ATCM.

BE IT FURTHER ORDERED that on or before March 1 of each year, the third party certifier must provide an annual report to ARB for the previous calendar year, as specified in section 93120.12, Appendix 3, of the ATCM.

BE IT FURTHER ORDERED that the third party certifier must notify the Executive Officer in writing within 30 days of any change in their ability to carry out the responsibilities of this Executive Order.

Executed at Sacramento, California this 29th day of April, 2011.

A handwritten signature in cursive script that reads "Janette M. Brooks". The signature is written in dark ink and is positioned above a horizontal line.

Janette M. Brooks, Chief
Air Quality Measures Branch
Stationary Source Division

My dear Mr. [illegible]
I have just received your letter of the 10th inst. and am
glad to hear that you are well and happy.

I am writing you a few lines to let you know
that I am still in the same old place, and
hope you will find me the same old friend.

I have not much news to write you at present,
but I am sure you will be glad to hear from me
now and then.

I am, my dear friend, very truly,
your affectionate friend,
[illegible]

I have not time to write you more at present,
but I will write again soon.

Yours very truly,
[illegible]

James M. Smith